

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

		Appeal No.:	2010-006501
Application of:	Pettis et al.	Confirmation No.:	7814
Application No.:	09/606,909	Art Unit:	3767
Filed:	June 29, 2000	Examiner:	Gray, Phillip A.
For:	INTRADERMAL DELIVERY OF SUBSTANCES	Atty Docket No.:	: 11219-008-999 500752-999007

REQUEST TO RESCHEDULE ORAL HEARING

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
PO Box 1450
Alexandria, Virginia 22313-1450

Chief Clerk of the Board:

In response to the Office Communication mailed April 4, 2012, Applicants hereby request a rescheduling of the Oral Hearing in the above-identified appeal.

The reason for this request is that the scheduled hearing date of May 10, 2012 conflicts with prior commitments of both the Applicants' representative and the Applicants' in-house counsel. Applicants' representative, Dr. Laura A. Coruzzi, is presently heavily involved in a tight briefing schedule and in witness preparation in connection with a multi-jurisdictional litigation in the United Kingdom, Germany, Sweden and before the European Patent Office. In particular, Dr. Coruzzi will be meeting with experts on the actual day and during the week of the scheduled Oral Hearing. The expert reports will be due about one week from the scheduled meeting dates with the expert witnesses. Consequently, Dr. Coruzzi expects her commitment to last until about May 17, 2012.

Moreover, all the attorneys who prosecuted and briefed this case with Dr. Coruzzi, who has had primary responsibility for the same, are no longer with the firm. Considering the fact that the appeal brief was filed in 2009, which requires time on Dr. Coruzzi's part to re-familiarize herself with the issues, and considering her present involvement in the aforementioned litigation matter, she strongly feels that her present commitments will not allow for sufficient time to prepare for the Oral Hearing.

In addition, Mr. Timothy Meigs, Applicants' in-house counsel, will be traveling for business reasons on the scheduled hearing date, as well as on May 17, 2012, May 22, 2012 and June 1, 2012, making his attendance at the May 10, 2012 hearing and a hearing on any of the other aforementioned dates impossible.

Accordingly, Applicants respectfully requests that the Board consider this request to reschedule the hearing, preferably to a date on or after May 17, 2012.

Respectfully submitted,

Date:	<u>April 24, 2012</u>	<u>/Markus Bergauer/</u>	<u>L0498</u>
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